

DETAILED ACTION

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 3/24/2008 has been entered.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Ellen Marcie Emas on 6/2/2008.

Claim 87, Line 4, "which are to transmitted" is replaced by "which are to be transmitted".

Claim 113, Line 5, "which are to transmitted" is replaced by "which are to be transmitted".

Claim 121, Line 4, "which are to transmitted" is replaced by "which are to be transmitted".

Allowable Subject Matter

Claims 40-59 and 87-126 are allowed.

The following is an examiner's statement of reasons for allowance:

In regards to claims 40-59 and 87-126, the prior art of record failed to anticipated or rendered obvious the combined steps/elements of receiving EPG including image data representing video images of programs, the video images being of reduced, less than normal size to identify respective programs which currently are and will be transmitted on several broadcast channels and displaying these video images received from different broadcast channels in superposition over the displayed video/television program, as recited in the claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

The examiner agrees with Applicant's arguments dated 1/31/2008 and further notes that there is no correlation between the image displayed in the summary panel in Figure 5 and the individual image frames stored in the continuous media server (Column 4, Lines 25-28). Lawler's invention presents a system that is used for recording television programs, and does not explicitly teach transmitting the individual image frames from the continuous media server 32 to the viewers' set top devices for display in the summary panel 108 in Figure 5.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jason P. Salce whose telephone number is (571) 272-7301. The examiner can normally be reached on M-F 9am-6pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Miller can be reached on (571) 272-7353. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jason P Salce/
Primary Examiner, Art Unit 2623

Jason P Salce
Primary Examiner
Art Unit 2623

June 2, 2008